



PILLSBURY WINTHROP

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Date:	July 22, 2004	Must Be Sent By:
To:	Examiner Angel	Fax No: 571-273-0756
Company:	USPTO	Phone No:
From:	Robert M. Bedgood, Ph.D.	Phone No: (858) 509-4065
User No:	14660	C/M No: 087102-0272558
Comments:		

Enclosed are copies of Declaration originally filed on 7/10/2002 and accompanying documents.

If you have any questions, please feel free to call me at 858-509-4065.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE AUG 16 2004

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Applicants: REED, et al.

Serial No.: 10/071,174

Filing Date: February 7, 2002

For: APOPTOSIS MODULATOR
BCL-B AND METHODS FOR
MAKING AND USING SAME

) Certificate of Mailing Under 37 CFR §1.8

) I hereby certify that on the date indicated below, this
) paper and the attached papers are being delivered via
) U.S. First Class Mail, postage pre-paid addressed to:

) Assistant Commissioner for Patents
) Washington, DC 20231, on this date

Karyn F. Massie
Karyn F. Massie

7/10/02
Date

TRANSMITTAL LETTER

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

Transmitted herewith for filing are the following:

1. Filing Completion Under Rule 53(f);
2. Declaration of Inventorship;
3. Assignment Coversheet;
4. Assignment;
5. Power of Attorney of Assignee;
6. Statement Under 37 CFR 3.73(b);
7. Copy of Notice of Missing Parts; and
8. Return Postcard.

The Commissioner is hereby authorized to charge any fee, including any submitted herewith, if the attached check(s) is in the wrong amount or otherwise improper or missing, that may be due in connection with this and the attached papers, or with this application during its entire

Page 2


pendency to or to credit any overpayment to Deposit Account 03-3975.

Respectfully submitted,

PILLSBURY WINTHROP LLP

Date: July 10, 2002

By


Robert M. Bedgood, Ph.D., Reg. No. 43,488

11682 El Camino Real, Suite 200
San Diego, CA 92130-2593
Facsimile: (858) 509-4010
Direct Line: (858) 509-4065

Certificate of Mailing Under 37 C.F.R. §1.10

I hereby certify that this correspondence (along with any paper referred to as being attached or enclosed) is being mailed via "First Class Mail" service of the United States Postal Service on the date shown below in an envelope addressed to the Assistant Commissioner for Patents, U.S. Patent and Trademark Office, Washington D.C. 20231.

Dated: July 10, 2002

By: *Karyn F. Miasie*
Karyn F. Miasie

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FILING COMPLETION UNDER RULE 53(f)

(NOT PCT Applications)
For Design, Provisional, or Utility Applications

PATENT
APPLICATION

COMPLETION Under
Rule 53(f)

In re PATENT APPLICATION of

Attn: Application Division

Inventor(s): John C. REED; Ning KE; and Adam GODZIK

Appln. No.: 10 071,174 Atty.Dkt. P 087102/272558
Series Code 0 Serial No. 0 M# Client Ref

Filed: February 7, 2002

Title: APOPTOSIS MODULATOR BCL-B AND METHODS FOR MAKING AND USING SAME

Hon. Commissioner of Patents
Washington, DC 20231

Date: July 10, 2002

Sir:

The following completes the filing under Rule 53(f) of the above-identified patent application:

1. Notice to File Missing Parts ☒ copy attached ☐ not yet received
2. ☒ Signed Declaration attached. ☒ Original ☐ Facsimile/Copy

(Always "X" box 2 if filing signed Declaration and

"X" box 2A only if top box of the Declaration is X'd and file application copy, or

"X" box 2B only if none of the top three boxes of the Declaration is X'd.)

- 2A. ☐ Attached: Original signed Declaration with attached specification (including claim(s)) which is a copy of specification and claim(s) originally filed to secure the above filing date.
- 2B. ☒ The original application as filed in the PTO on the above filing date is the application which each inventor executed by signing the attached Rule 53 Declaration.
3. ☐ Specification originally filed in non-English language; hence verified translation attached of:
- a. ☐ Abstract
- b. # pages of Specification (only spec. & claims)
- c. ☐ Drawing(s) No of Sheets
- ☐ Fig(s).
4. ☐ Letter filing formal drawing attached.
5. ☒ Attached is an assignment and cover sheet. Please return the recorded assignment to the undersigned.
6. DOMESTIC/INTERNATIONAL priority is claimed under 35 USC 119(a)/120/365(c) based on the following provisional, nonprovisional and/or PCT international application(s):

Application No.	Filing Date	Application No.	Filing Date
(1) 60/267,166	February 7, 2001	(2)	
(3)		(4)	

7. FOREIGN priority is claimed under 35 USC 119(a)-(d)/365(b) based on filing in

8.

Application No.	Filing Date	Application No.	Filing Date
(1)		(2)	

Completion Under Rule 53(f)

9. (No.) Certified copy (copies): ☐ attached; ☐ previously filed (date) _____
in U.S. Application No. _____ filed on _____
10. Small Entity Status ☐ is Not claimed ☒ is claimed (file PAT-256 if this is the first claim of Small Entity Status)
11. ☐ Attached:
12. ☐ Please see the attached Preliminary Amendment which reduces the number of claims for purposes of reducing the initial filing fee.

**THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY
CHANGED BY PRELIMINARY AMENDMENT PER ITEM 12 ABOVE**

				Large/Small Entity		Fee Code
13. Basic Filing Fee				Design Application	\$330/\$165	106/26
				Not Design Application	\$740/\$370	101/201
14. Total Effective Claims		minus 20 =		x \$18/\$9	+0	103/203
15. Independent Claims		minus 3 =		x \$84/\$42	+0	102/202
16. If <u>any proper</u> multiple dependent claim (ignore improper) is present, (Leave this line blank if this is a reissue application)				\$280/\$140	+0	104/204
17. Surcharge for filing Declaration/filing fee late				\$130/\$65	+65	105/205
18.				FILING FEE =		\$65
19. Original due date: June 3, 2002						
20. Petition is hereby made to extend the original due date to				(1 mo)	\$110/\$55 =	115/215
cover the date this response is filed for which the requisite fee				(2mos)	\$400/\$200 =	116/216
is attached				(3mos)	\$920/\$460 =	117/217
				(4mos)	\$1,440/\$720 =	118/218
21. If "non-English" box 3 is X'd, add Rule 17(k) processing fee				\$130	+0	139
22. If "assignment" box 5 is X'd, add recording fee				\$40	+40	581
23. Petition Fee for				\$130	+0	
24.				TOTAL FEE =		\$305

FEE ENCLOSED

Our Deposit Account No. 03-3975

Our Order No. 087102

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CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

**Pillsbury Winthrop LLP
Intellectual Property Group**

11682 El Camino Real, Suite 200
San Diego, CA 92130-2593
Tel: (619) 234-5000

By Atty: Robert M. Bedgood, Ph.D.

Reg. No. 43,488

Sig: 

Fax: (858) 509-4010

Tel: (858) 509-4065

Atty/Sec: RMB/kfm

NOTE: File in duplicate with PTO receipt (PAT-103A) and attachments

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Dated: July 10, 2002

By: Karyn F. Massie
Karyn F. Massie

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FILING COMPLETION UNDER RULE 53(f)

(NOT PCT Applications)

For Design, Provisional, or Utility Applications

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APPLICATIONCOMPLETION Under
Rule 53(f)

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Inventor(s): John C. REED; Ning KE; and Adam GODZIK

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3. ☐ Specification originally filed in non-English language; hence verified translation attached of:
 - a. ☐ Abstract
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- FOREIGN
- priority is claimed under 35 USC 119(a)-(d)/365(b) based on filing in _____

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23. Petition Fee for		\$130	+0		
24.			TOTAL FEE =	\$305	

Our Deposit Account No. 03-3976

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